

AMENDED IN ASSEMBLY APRIL 1, 2002

CALIFORNIA LEGISLATURE—2001–02 REGULAR SESSION

**ASSEMBLY BILL**

**No. 2334**

**Introduced by Assembly Member Nakano**

February 21, 2002

---

An act to add Section 24200.6 to the Business and Professions Code, relating to alcoholic beverages.

LEGISLATIVE COUNSEL'S DIGEST

AB 2334, as amended, Nakano. Alcoholic beverages.

*Existing law permits the Department of Alcoholic Beverage Control, under certain conditions, to revoke or suspend the licenses granted to alcoholic beverage licensees.*

*This bill would authorize the department to revoke or suspend an alcoholic beverage license, if the licensee, or the agent or employee of the licensee, violates a specified provision of statutory law relating to the furnishing of drug paraphernalia.*

~~The Alcoholic Beverage Control Act prohibits the sale of alcoholic beverages to, or the purchase of alcoholic beverage by, persons under the age of 21 years, and imposes penalties in that regard.~~

~~The bill would express the intent of the Legislature that the Department of Alcoholic Beverage Control conduct a study on the effectiveness of education and training of licensees and their employees in order to decrease the sales of alcoholic beverages to minors.~~

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~ yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     ~~SECTION 1. (a) The Legislature finds and declares that sales~~  
2     ~~of alcoholic beverages to minors pose significant health and other~~  
3     ~~problems for minors and the rest of society. The Legislature also~~  
4     ~~finds that licensees who sell the alcoholic beverages to minors are~~  
5     ~~in violation of the law and jeopardize their licenses as a result.~~

6     ~~(b) It is therefore the intent of the Legislature that the~~  
7     ~~Department of Alcoholic Beverage Control conduct a study on the~~  
8     ~~effectiveness of education and training of licensees and their~~  
9     ~~employees in order to decrease the sales of alcoholic beverages to~~  
10    ~~minors.~~

11    ~~SECTION 1. Section 24200.6 is added to the Business and~~  
12    ~~Professions Code, to read:~~

13    ~~24200.6. The department may revoke or suspend any license~~  
14    ~~if the licensee or the agent or employee of the licensee violates any~~  
15    ~~provision of Section 11364.7 of the Health and Safety Code. For~~  
16    ~~purposes of this provision, a licensee, or the agent or employee of~~  
17    ~~the licensee, is deemed to have knowledge that the item or items~~  
18    ~~delivered, furnished, transferred, or possessed will be used to~~  
19    ~~plant, propagate, cultivate, grow, harvest, compound, convert,~~  
20    ~~produce, process, prepare, test, analyze, pack, repack, store,~~  
21    ~~contain, conceal, inject, ingest, inhale, or otherwise introduce into~~  
22    ~~the human body a controlled substance, if the department or any~~  
23    ~~other state or local law enforcement agency notifies the licensee~~  
24    ~~in writing that the items, individually or in combination, are~~  
25    ~~commonly sold or marketed for that purpose.~~